



11-15-04

IPW AF  
3731IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vargas, Jaime; et. al.  
Assignee: Cardica, Inc.  
Title: Tool for Performing End-to-End Anastomosis  
Serial No.: 10/083,235 Filing Date: February 26, 2002  
Examiner: Bradford C. Pantuck Group Art Unit: 3731  
Docket No.: 109

November 12, 2004

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(UNDER 37 CFR §1.191)**


Sir:

Applicants hereby appeal the Final Rejection of Claims 1-4, 6-8, 11, 12 and 14-16 in the Examiner's Final Office Action of October 1, 2004 to the Board of Patent Appeals and Interferences. Enclosed is check no. 10823 in the amount of \$170.00 for this Notice of Appeal as set forth in 37 CFR §1.17(b).

No extension of time is believed to be required. If, however, an extension of time is required, please provide such extension of time, and please charge Deposit Account No. 502108 for the extension fee. Please charge any amounts underpaid or credit any amounts overpaid to Deposit Account No. 502108.

**EXPRESS MAIL LABEL NO.:**  
**EV430390243US**

Respectfully submitted,

  
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